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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 SECURITIES AND EXCHANGE
11 COMMISSION,

12 Plaintiff,

13 v.

14 PATH AMERICA, LLC, et al.,

15 Defendants, and

16 POTALA SHORELINE, LLC, et al.,

17 Relief Defendants.

CASE NO. C15-1350JLR

ORDER GRANTING
UNOPPOSED MOTION FOR
APPROVAL OF SETTLEMENT
CLAIMS AGAINST MAZATLAN
RESTAURANT

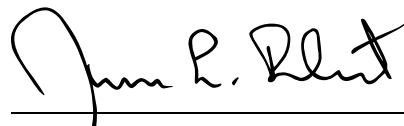
18 Before the court is Receiver Michael A. Grassmueck's ("the Receiver")¹ motion
19 for approval of the settlement of claims regarding Mazatlan Everett, Inc. d/b/a Mazatlan

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21 ¹ Mr. Grassmueck is the court-appointed Receiver for Path America, LLC; Path America
22 SnoCo, LLC; Path America Farmer's Market, LP; Path America KingCo, LLC; Path America
Tower, LP; Path Tower Seattle, LP; Potala Tower Seattle, LLC; Potala Shoreline, LLC; Potala
Village Kirkland, LLC; Dargey Development, LLC; Dargey Enterprises, LLC; Path Farmer's
Market, LLC; and Dargey Holdings, LLC (collectively, the "Receivership Entities").

1 Restaurant. (Mot. (Dkt. # 644).) The Receiver filed his motion on September 6, 2018,
2 and noted it for the court's consideration on September 21, 2018. (*Id.* at 1.)
3 Accordingly, any response to the motion was due on Monday, September 17, 2018. *See*
4 Local Rules W.D. Wash. LCR 7(d)(3). No party filed a response to the Receiver's
5 motion. (*See generally* Dkt.) The court has considered the Receiver's unopposed
6 motion, the applicable law, and the relevant portions of the record. Being fully advised,
7 and good cause appearing therefore, the court ORDERS as follows:

- 8 (1) The Receiver's motion (Dkt. # 644) is GRANTED;
- 9 (2) The Agreement for Payoff of Loan ("the Payoff Agreement"), a copy of which
10 is attached to the Receiver's declaration in support of this motion (*see*
11 Grassmueck Decl. (Dkt. # 644-1) ¶ 4, Ex. 1), is hereby APPROVED; and
- 12 (3) The Receiver is further authorized and empowered to take any and all actions
13 to effectuate the terms and provisions of the Payoff Agreement.

14 Dated this 19th day of September, 2018.

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17 JAMES L. ROBART
18 United States District Judge
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